

By: Patrick, Dan

S.B. No. 300

A BILL TO BE ENTITLED

AN ACT

relating to eliminating certain mandates on school districts.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 25.112(a), Education Code, is amended to read as follows:

(a) Except as otherwise authorized by this section, a school district may not enroll at a campus more than a campus-wide average of 22 students in ~~[a]~~ kindergarten, first, second, third, and ~~[or]~~ fourth grade classes ~~[class]~~. That limitation does not apply during:

(1) any 12-week period of the school year selected by the district, in the case of a district whose average daily attendance is adjusted under Section 42.005(c); or

(2) the last 12 weeks of any school year in the case of any other district.

SECTION 2. Section 34.0021(a), Education Code, is amended to read as follows:

(a) Pursuant to the safety standards established by the Department of Public Safety under Section 34.002, each school district may ~~[shall]~~ conduct a training session for students and teachers concerning procedures for evacuating a school bus during an emergency.

SECTION 3. Sections 39.112(a) and (d), Education Code, are amended to read as follows:

1 (a) Except as provided by Subsection (b), a school campus or
2 district that is rated as recognized or exemplary is exempt from
3 requirements and prohibitions imposed under this code including
4 rules adopted under this code.

5 (d) The commissioner may exempt a ~~[an exemplary]~~ school
6 campus that is rated as recognized or exemplary from elementary
7 class size limits under this section if the school campus submits to
8 the commissioner a written plan showing steps that will be taken to
9 ensure that the exemption from the class size limits will not be
10 harmful to the academic achievement of the students on the school
11 campus. The commissioner shall review achievement levels annually.
12 The exemption remains in effect until the commissioner determines
13 that achievement levels of the campus have declined.

14 SECTION 4. Section 44.902, Education Code, is amended to
15 read as follows:

16 Sec. 44.902. GOAL TO REDUCE CONSUMPTION OF ELECTRIC ENERGY.
17 The board of trustees of a school district may ~~[shall]~~ establish a
18 goal to reduce the school district's annual electric consumption by
19 five percent each state fiscal year for six years beginning
20 September 1, 2007.

21 SECTION 5. Section 44.903(b), Education Code, is amended to
22 read as follows:

23 (b) A school district is encouraged to ~~[shall]~~ purchase for
24 use in each type of light fixture in an instructional facility the
25 commercially available model of light bulb that:

26 (1) uses the fewest watts for the necessary luminous
27 flux or light output;

1 (2) is compatible with the light fixture; and

2 (3) is the most cost-effective, considering the
3 factors described by Subdivisions (1) and (2).

4 SECTION 6. The following provisions of the Education Code
5 are repealed:

6 (1) Sections 34.0021(b) and (d); and

7 (2) Section 44.901(b).

8 SECTION 7. This Act applies beginning with the 2009-2010
9 school year.

10 SECTION 8. This Act takes effect immediately if it receives
11 a vote of two-thirds of all the members elected to each house, as
12 provided by Section 39, Article III, Texas Constitution. If this
13 Act does not receive the vote necessary for immediate effect, this
14 Act takes effect September 1, 2009.